

## TRANSMITTAL

Applicant : Kupper, et al.  
App. No. : 10/009,040  
Filed : June 17, 2002  
For : USE OF COXSACKIE  
VIRUSES FOR IMPROVING  
TRANSFECTION OF CELLS  
Examiner : Unknown  
Art Unit : 1614

## CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

September 22, 2004

(Date)

*Che S. Chereskin*

Che Swyden Chereskin, Ph.D., Reg. No. 41,466

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Establishment of Right of Assignee to Take Action and Revocation and Power of Attorney with copy of assignment.
- (X) Return prepaid postcard.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

*Che S. Chereskin*

Che Swyden Chereskin, Ph.D.

Registration No. 41,466

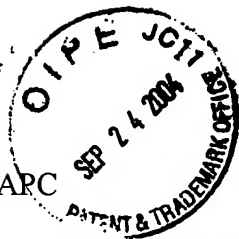
Agent of Record

Customer No. 20,995

(949) 760-0404

DREFU53.001APC

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kupper, et al. )  
App. No. : 10/009,040 )  
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For : USE OF COXSACKIE VIRUSES FOR )  
IMPROVING TRANSFECTION OF )  
CELLS )  
Examiner : Unknown )

ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION  
AND  
REVOCATION AND POWER OF ATTORNEY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). True copies of the Assignments of the above-captioned application from the inventor(s) to the first Assignee and from the first Assignee and the second Assignee are attached hereto. These Assignments represent the entire chain of title of this invention from the Inventor(s) to the present Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 2040 Main Street, Fourteenth Floor, Irvine, California 92614, Telephone (949) 760-0404, **Customer**

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No. 20,995, as its attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use **Customer No. 20,995** for all communications.

Heart BioSystems GmbH

Dated: 07. Sept. 2004

By:   
Signature

Print Name: Jan-Heiner Köpper

Title: Chief Executive Officer

Address: Im Neuenheimer Feld 583  
D-69120 Heidelberg, Germany

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082004

18730013US, 0009US, 0008US, 0006US, 0011US, 0015US

USA

USA

The undersigned  
Assignor (s):

Der (Die Unterzeichnete (n),  
Zedent(en):

Eberhard-Karls-Universität  
Tübingen Universitätsklinikum  
Geissweg 3  
72076 Tübingen, DE

assign (s) herewith  
Number

überträgt (übertragen) hiermit  
Nummer

10/069,382 ✓

10/089,127 ✓

10/257,687 ✓

10/431,705 ✓

10/114,770 ✓

10/009,040 ✓

with all rights and  
obligations pertaining  
thereto to  
Assignee (s)

mit allen Rechten und Pflichten an

Zessionar (e):

Heart BioSystems GmbH  
Im Neuenheimer Feld 583  
69120 Heidelberg, DE

and agree that the assignment of this/  
these right/s is recorded in the Patent Office

und erklärt sich gleichzeitig mit der  
Umschreibung der/des Schutzrechts(e)  
einverstanden

Place, Date:

Ort, Datum: Tübingen, 25.06.09

*Strehl*

(Unterschrift des (der) Zedenten:  
signature of the assignor (s))

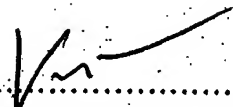
Strehl  
Kaufmännischer Direktor (business manager)

I (We) accept this assignment  
with all rights and obligations  
pertaining thereto.

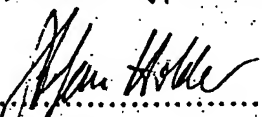
Ich (Wir) nehme (n) diese Übertragung  
mit allen Rechten und Pflichten an.

Place, Date:

Ort, Datum: Heidelberg 27. Juni 2004

  
.....  
(Unterschrift des (der) Zessionar (e)  
signature of the assignee (s))

Heine Küpper  
(managing director)

  
Stefan Holder  
(financial administrator)